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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John T. Santini, Jr., Michael J. Cima, and Robert S. Langer

Serial No.: 09/665,303

Group Art Unit: 3763

Filed: September 19, 2000

Examiner: Not yet assigned

For: *MICROCHIP DRUG DELIVERY DEVICES*

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION AND  
REQUEST FOR CORRECTED FILING RECEIPT**

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JAN - 8 2001  
TC 3700 MAIL ROOM

Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application, mailed November 14, 2000, applicants enclose copies of the following filed November 20, 2000, in the above-identified application:

1. Transmittal of Declaration for Patent Application and Statement Under 37 C.F.R. § 3.73(b) with Certificate of Mailing Under 37 C.F.R. § 1.8(a);
2. Declaration for Patent Application executed by John T. Santini, Jr., Michael J. Cima, and Robert S. Langer;
3. Statement Under 37 C.F.R. § 3.73(b), with attached copy of the executed Assignment from John T. Santini, Jr., Michael J. Cima, and Robert S. Langer to Massachusetts Institute of Technology;

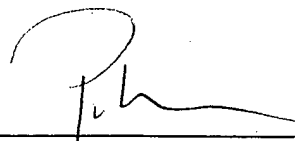
4. Check in the amount of \$130.00 for the large entity surcharge for late filing the Declaration for Patent Application; and
5. Returned postcard indicating receipt by the Patent Office of the documents in Nos. 1-4 on November 22, 2000.

No fees are due at this time. However, should any fee be due, please charge such fee, or credit any overpayment in connection with this matter, to Deposit Account No. 01-2507. A duplicate of this transmittal is enclosed to facilitate this process.

#### **Request for Corrected Filing Receipt**

This application claims **large** entity status. Applicants respectfully request a corrected official Filing Receipt to remove the "small entity" designation. Applicants authorized the Commissioner to charge Deposit Account No. 01-2507 for the difference between large and small entity fees on the Fee Transmittal filed with the application on September 19, 2000. Applicants paid the **large** entity surcharge for late filing the Declaration for Patent Application as shown on the enclosed copies of the documents filed on November 20, 2000. A copy of the official Filing Receipt with the corrections noted in red is enclosed.

Respectfully submitted,



---

Patrea L. Pabst  
Reg. No. 31,284

Date: December 13, 2000  
ARNALL GOLDEN & GREGORY, LLP  
2800 One Atlantic Center  
1201 West Peachtree Street  
Atlanta, Georgia 30309-3450  
404-873-8794  
404-873-9795 (fax)



**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this Response to Notice to File Missing Parts of Nonprovisional Application and Request for Corrected Filing Receipt, together with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.

Sunny G. Johns

Date: December 15, 2000

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John T. Santini, Jr., Michael J. Cima, and Robert S. Langer

Serial No.: 09/665,303

Group Art Unit: Not yet assigned

Filed: September 19, 2000

Examiner: Not yet assigned

For: *MICROCHIP DRUG DELIVERY DEVICES*

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

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**TRANSMITTAL OF DECLARATION FOR PATENT APPLICATION  
AND STATEMENT UNDER 37 C.F.R. § 3.73(b)**

Sir:

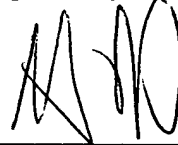
Applicants enclose the following for filing in the above-identified application:

1. Declaration for Patent Application executed by John T. Santini, Jr., Michael J. Cima, and Robert S. Langer;
2. Statement Under 37 C.F.R. § 3.73(b), with attached copy of the executed Assignment from John T. Santini, Jr., Michael J. Cima, and Robert S. Langer to Massachusetts Institute of Technology; and
3. Check in the amount of \$130.00 for the large entity surcharge for late filing the Declaration for Patent Application.

U.S.S.N.: 09/665,303  
Filed: September 19, 2000  
TRANSMITTAL OF DECLARATION  
FOR PATENT APPLICATION AND  
STATEMENT UNDER 37 C.F.R. § 3.73(b)

Please charge any other fees due, or credit any overpayment, in connection with this matter to Deposit Account No. 01-2507. A duplicate of this transmittal is enclosed to facilitate this process.

Respectfully submitted,



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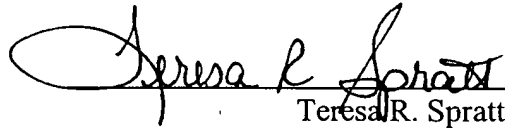
Robert A. Hodges  
Reg. No. 41,074

Date: November 20, 2000

ARNALL GOLDEN & GREGORY, LLP  
2800 One Atlantic Center  
1201 West Peachtree Street  
Atlanta, Georgia 30309-3450  
404-873-8796  
404-873-9797 (fax)

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this Transmittal of Declaration for Patent Application and Statement Under 37 C.F.R. § 3.73(b), together with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Teresa R. Spratt

Date: November 20, 2000



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/665,303	09/19/2000	3763	-534 1,068	MIT6962 CIP(2)	9	41	1

23579  
ARNALL GOLDEN & GREGORY, LLP  
2800 ONE ATLANTIC CENTER  
1201 WEST PEACHTREE STREET  
ATLANTA, GA 30309-3450

## FILING RECEIPT



\*OC000000005553863\*

Date Mailed: 11/14/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

John T. Santini Jr., Belmont, MA ;  
Michael J. Cima, Winchester, MA ;  
Robert S. Langer, Newton, MA ;

## Continuing Data as Claimed by Applicant

THIS APPLICATION IS A CIP OF 09/022,322 02/11/1998 PAT 6,123,861  
WHICH IS A CIP OF 08/675,375 07/02/1996 PAT 5,797,898

## Foreign Applications

If Required, Foreign Filing License Granted 11/14/2000

~~SMALL ENTITY~~

Title

Microchip drug delivery devices

Pr liminary Class

604

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NOV 20 2000

PATENT DEPT.

RECEIVED FOR  
JCS  
DATE 12-6-00

**Data entry by :** THOMAS, SHEILA

**Team :** OIPE

**Date:** 11/14/2000





**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

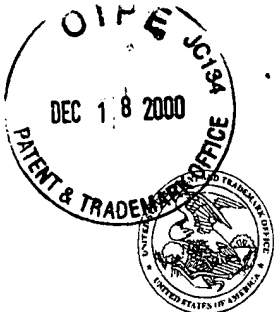
**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231





## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/665,303	09/19/2000	John T. Santini Jr.	MIT6962 CIP(2)

23579  
ARNALL GOLDEN & GREGORY, LLP  
2800 ONE ATLANTIC CENTER  
1201 WEST PEACHTREE STREET  
ATLANTA, GA 30309-3450

## FORMALITIES LETTER



\*OC000000005553864\*

Date Mailed: 11/14/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

The "Received" stamp of the Patent Office imprinted hereon acknowledges the filing of:

Applicants: John T. Santini, Jr., Michael J. Cima, and Robert S. Langer  
Serial & Docket Nos.: 09/665,303 MIT 6962 CIP (2)  
Filed: September 19, 2000  
Papers Submitted:

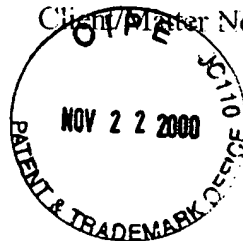
Transmittal of Declaration for Patent Application and Statement Under 37 C.F.R. § 3.73(b) with Certificate of Mailing Under 37 C.F.R. § 1.8(a) (in duplicate); executed Declaration of Inventorship by John T. Santini, Jr., Michael J. Cima, and Robert S. Langer; Statement Under 37 C.F.R. § 3.73(b), with attached copy of the executed Assignment from John T. Santini, Jr., Michael J. Cima, and Robert S. Langer to Massachusetts Institute of Technology; check for \$130.00; and authorization to charge Deposit Account

Date: November 20, 2000

Client/Inventor No.: 20220/513

By: Patrea L. Pabst, Reg. No. 31,284

1293/280v1



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